

IN THE UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF TENNESSEE  
AT GREENEVILLE

WILLIAM CAVITT,	)	
	)	
Plaintiff,	)	
	)	
vs.	)	Docket No. 2:06cv80
	)	Judge Greer/Judge Inman
BOB WILLS, AKA BOBBY RAY	)	
WILLS, AKA W.B. WILLS; BETTY	)	
SUE WILLS; SAM GERHARDT, AKA	)	
S.L. GERHARDT; DEBORAH	)	
GERHARDT, D/B/A MOUNTAIN	)	
PARK BOARDING ACADEMY,	)	
AARON SMITH, AND PALM LANE	)	
BAPTIST CHURCH, INC.,	)	
	)	
Defendants.	)	

**MOTION TO DISMISS**

Comes now Plaintiff and moves the Court to dismiss this case either with or without prejudice, as the Court deems proper. Upon inquiry by Plaintiff counsel, the Defendants declined to stipulate to a dismissal without prejudice, but have not responded with respect to a stipulated dismissal with prejudice.

Respectfully submitted,

WILLIAM CAVITT, Plaintiff

By: /s/ Oscar Stilley  
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### **CERTIFICATE OF SERVICE**

I, Oscar Stilley, by my signature above certify that I have this August 31, 2007 served the defendants with a copy of this pleading electronically by CM/ECF to:

Brian H. Trammell  
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